IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL
ORIGINAL JURISDICTION

Dated : Nainital April 24, 2006

Criminal Misc. Bail Application No. 250/2006

Order on the bail application of accused

CRIMINAL SIDE

Rupesh Kumar S/O Shri Ram Prashad,
R/O 260/2, Ambedkar Colony, Police Station Dalanwala,
District Dehradun

…Applicant

Versus

State of Uttaranchal … Opposite Party

Arising out of case crime No.7/2006
U/Ss. 420, 467, 468, 471 I.P.C.
Police Station Dalanwala
District Dehradun.

By the court

Hon'ble B.S. Verma, J.

Heard Sri Ms. Prabha Nauniyal, holding brief of Sri Sandeep Tandon, learned counsel for the applicant, and learned A.G.A. for the State.

The applicant has applied for bail in Case Crime No. 7 of 2006, under Stations 420, 467, 468 and 471 I.P.C. P.S. Dalanwala, District Dehradun.

Perused the record. It has been submitted on behalf of the applicant that the F.I.R. against the applicant was lodged due to professional rivalry with complainant Ram Kumar; that no independent witness was procured at the time of effecting recovery and that the applicant was arrested at the instance of said Ram Kumar. Further, the applicant has been confined in jail since 11-1-2006 and the case is triable by the Magistrate of the Ist Class.

Having considered the facts the circumstances of the case particularly the fact that the applicant has been confined in jail since 11-01-2006 and taking into consideration the submission made by the learned counsel for the applicant, I am of the opinion that it is a fit case for bail.

Let the applicant-accused be released on bail on executing a personal bond and two sureties each in the like amount to the satisfaction of the C.J.M. concerned.

Dated: 24-04-2006 **(B.S. Verma, J.)**

RCP